# SUPREME COURT MINUTES THURSDAY, SEPTEMBER 13, 2001 SAN FRANCISCO, CALIFORNIA

Orders were filed in the following matters extending the time within which to grant or deny a petition for review to and including the date indicated, or until review is either granted or denied:

A088617/S099233	People v. Nathan James Smart – October 18, 2001.
B146045/S099287	People v. Ronald Gene Haridman – October 19, 2001.
C031460/S099119	People v. Daniel Robinson – October 12, 2001.
D037303/S099214	People v. Hung Nguyen et al. – October 18, 2001.
E029746/S099285	In re Daniel Sierra on Habeas Corpus – October 19, 2001.
G022379/S099295	David G. Newby as Trustee, etc. v. Donald A. Kerkes – October 19, 2001.
G025168/S099299	Levonne Gunritz et al. v. Margaret Huggins – October 19, 2001.
G029306/S099271	In re Jose Alfredo Aviles on Habeas Corpus – October 16, 2001.
F033963/S099177	People v. Lucas Maximiliano Populin – October 16, 2001.
F034800/S099589	In re Anna Vandeford on Habeas Corpus – October 25,

# S014200 People, Respondent

v.

Jon Scott Dunkle, Appellant

2001.

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including November 5, 2001.

## S018292 People, Respondent

v.

Evan Teek Nakahara, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including November 14, 2001.

# S025355 People, Respondent

v.

Edward Dean Bridges, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including November 6, 2001.

#### S026040 People, Respondent

V.

Richard Vieira, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including November 14, 2001.

### S026700 People, Respondent

v.

Andrew Lamont Brown, Appellant

The application of appellant for an extension of time to serve and file appellant's reply brief is DENIED.

# S035348 People, Respondent

V.

Robert Smith, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including October 30, 2001.

# S039632 People, Respondent

v.

Robert P. Wilson, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including November 13, 2001.

#### S045078 People, Respondent

v.

## Royal Clark, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including October 30, 2001.

# S046733 People, Respondent

v.

## Gregory Spiros Demetrulias, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including November 7, 2001.

#### S048763 People, Respondent

v.

# Sergio D. Nelson, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including November 6, 2001, to request correction of the record on appeal. Counsel for appellant is ordered to serve a copy of the record correction motion on the Supreme Court upon its filing in the trial court.

# S049973 People, Respondent

V.

## Douglas Oliver Kelly, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including November 14, 2001, to request correction of the record on appeal. Counsel for appellant is ordered to serve a copy of the record correction motion on the Supreme Court upon its filing in the trial court.

#### S050142 In re Larry Douglas Lucas

on

#### Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time for filing petitioner's response to respondent's exceptions to the referee's report and brief on the merits is extended to and including October 26, 2001.

## S055501 People, Respondent

v.

Raymond Oscar Butler, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including November 13, 2001, to request correction of the record on appeal. Counsel for appellant is ordered to serve a copy of the record correction motion on the Supreme Court upon its filing in the trial court.

No further extensions of time are contemplated.

#### S058489 People, Respondent

v.

DeWayne Michael Carey, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including November 13, 2001, to request correction of the record on appeal. Counsel for appellant is ordered to serve a copy of the record correction motion on the Supreme Court upon its filing in the trial court.

## S069023 In re Greorge Edward Marshall

on

Habeas Corpus

The application of petitioner to permit late filing of the traverse to the order to show cause is granted.

#### S084292 In re David Keith Rogers

on

**Habeas Corpus** 

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to informal response to the petition for writ of habeas corpus is extended to and including October 5, 2001.

#### S090162 In re Armenia Levi Cudjo, Jr.

on

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including October 11, 2001.

No further extensions of time will be granted.

## S092356 In re Maurice Boyette

on

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including November 6, 2001.

## S093980 People, Respondent

V.

Travis D. Reay et al., Appellants

On application of appellants and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to and including October 13, 2001.

No further extensions will be granted.

## S095213 Betty Jean Myers, Plaintiff and Appellant

v.

Philip Morris Companies, Inc. et al., Defendants and Respondents On application of appellant and good cause appearing, it is ordered that the time to serve and file the reply brief on the merits is extended to and including October 2, 2001.

# S095350 In re Ket Vichitvongsa

on

**Habeas Corpus** 

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response in the instant habeas corpus proceeding is extended to and including October 12, 2001.

#### S097445 Richard W. Katzberg, M.D., Respondent

v.

The Regents of the University of California, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's answer brief on the merits is extended to and including November 12, 2001.

#### S097450 Jeffrey Hambarian, Petitioner

v.

Orange County Superior Court, Respondent

People, Real Party in Interest

On application of the People (RPI) and good cause appearing, it is ordered that the time to serve and file Real Party in Interest's brief on the merits is extended to and including October 9, 2001.

## S097755 People, Respondent

V.

Dale Howard Johnson, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief on the merits is extended to and including October 10, 2001.

# S099231 In re Richard Clifford Stanley Bolden

on

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including October 4, 2001.

# S015008 People, Respondent

V.

Mark Lindsey Schmeck, Appellant

The order appointing Michael Millman, Executive Director of the California Appellate Project, to serve as interim counsel on appeal for appellant Mark Lindsey Schmeck, filed February 13, 2001, is hereby vacated.

Cliff Gardner is hereby appointed to represent appellant Mark Lindsey Schmeck for the direct appeal in the above automatic appeal now pending in this court.

Michael Millman, Executive Director of the California Appellate Project, is hereby appointed to serve as interim habeas corpus/executive clemency counsel of record for appellant Mark Lindsey Schmeck.

S093980 People, Respondent

v.

Travis D. Reay et al., Appellants

On March 14, 2001, this court denied the petition for review filed on behalf of Travis D. Reay. Therefore, the order filed May 9, 2001, appointing Richard Rubin to represent Mr. Reay is vacated. In addition, the "Statement in Lieu of Respondent's Brief on the Merits" filed June 12, 2001, and the "Ex-Parte Application to Expand Appointment to File Habeas Corpus Petition" filed September 10, 2001, are hereby ordered stricken.